

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

April 5, 2023  
Date

Committee on Transportation, Housing & Local Government.

After consideration on the merits, the Committee recommends the following:

HB23-1255 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 3, strike lines 22 through 26 and substitute:  
2       "(a) "ANTI-GROWTH LAW" MEANS A LAND USE LAW THAT  
3 EXPLICITLY LIMITS THE NUMBER OF LAND USE APPLICATIONS MADE TO OR  
4 ACCEPTED BY A GOVERNMENTAL ENTITY, THE NUMBER OF BUILDING  
5 PERMITS SUBMITTED TO OR ISSUED BY A GOVERNMENTAL ENTITY, OR THE  
6 ALLOWABLE POPULATION GROWTH FOR RESIDENTIAL OR MIXED-USE  
7 DEVELOPMENTS OR RESIDENTIAL CONSTRUCTION PROJECTS FOR ANY  
8 PERIOD."

9 Page 4, strike lines 15 through 21 and substitute "AN ANTI-GROWTH LAW  
10 AFFECTING PROPERTY.

11       (4) NOTWITHSTANDING ANY PROVISION OF SECTION 29-20-104 OR  
12 SUBSECTION (3) OF THIS SECTION TO THE CONTRARY, A GOVERNMENTAL  
13 ENTITY MAY ENACT AND ENFORCE A TEMPORARY, NON-RENEWABLE ANTI-  
14 GROWTH LAW AFFECTING PROPERTY FOLLOWING A DISASTER EMERGENCY  
15 DECLARED BY THE GOVERNOR THAT OCCURRED IN THE JURISDICTION OF  
16 THE GOVERNMENTAL ENTITY. A TEMPORARY, NON-RENEWABLE ANTI-  
17 GROWTH LAW ALLOWED BY THIS SUBSECTION (4) MAY BE EFFECTIVE FOR  
18 NO MORE THAN ONE YEAR AFTER THE DECLARATION OF A DISASTER  
19 EMERGENCY BY THE GOVERNOR."

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